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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/901,368	07/09/2001	Nithyalakshmi Sampathkumar	MS180587.1	6483

27195 7590 05/29/2007
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CLEVELAND, OH 44114

EXAMINER

HILLERY, NATHAN

ART UNIT	PAPER NUMBER
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2176

MAIL DATE	DELIVERY MODE
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05/29/2007

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Interview Summary	Application No.	Applicant(s)	
	09/901,368	SAMPATHKUMAR ET AL.	
	Examiner	Art Unit	
	Nathan Hillery	2176	

All participants (applicant, applicant's representative, PTO personnel):

(1) Nathan Hillery.

(3) Matt Clapper.

(2) Ronald Krosky.

(4) _____.

Date of Interview: 24 May 2007.

Type: a) ☒ Telephonic b) ☐ Video Conference
c) ☐ Personal [copy given to: 1) ☐ applicant 2) ☐ applicant's representative]

Exhibit shown or demonstration conducted: d) ☐ Yes e) ☒ No.

If Yes, brief description: _____.

Claim(s) discussed: 1-19.

Identification of prior art discussed: Kuznetsov, Omoigui and ADO.NET.


Agreement with respect to the claims f) ☐ was reached. g) ☒ was not reached. h) ☐ N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: See Continuation Sheet.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN A NON-EXTENDABLE PERIOD OF THE LONGER OF ONE MONTH OR THIRTY DAYS FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.

Examiner Note: You must sign this form unless it is an Attachment to a signed Office action.



Examiner's signature, if required

Continuation of Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: discussed 101 rejection and explained that the rejection based on lack of a tangible result may not stand in light of new case law; however, based on lack of a useful result, the rejection appears to be valid because the claims fail to fulfill the disclosed utility of applicant's invention. discussed the 102 rejection and explained that even if the claim is amended to recite that the subset is less than the whole set, Kuznetsov still teaches a selected subset. Applicant argues that Kuznetsov does not teach how the invention selects a subset. It was explained that the claim does not recite how it selects its subset either and that claiming the specifics of how the claimed subset is selected is required in order to overcome Kuznetsov based on applicant's argument being true. Applicant discussed the Omoigui reference in terms of the claimed action frame stack. Outside of the reference not using the same verbatim language as claimed, it was not understood how the teaching of the XML Web Service protocol stack differs from the action frame stack. Applicant further challenges the ADO.NET reference and did not understand that claim 11 is evidence that an XPathNavigator performs, fulfills and meets every limitation recited in claims 6 - 10.